

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

Anthony Manning

Plaintiff,

v.

ANDREW SAUL, Commissioner of Social  
Security,

Defendant.

CASE NUMBER: 1:21-cv-00071-GSA

**ORDER WITHDRAWING FINDINGS  
AND RECOMMENDATIONS,  
TERMINATING AS MOOT  
PLAINTIFF'S APPLICATION TO  
PROCEED IN FORMA PAUPERIS,  
AND DIRECTING CLERK OF COURT  
TO ISSUE SUMMONS AND NEW  
CASE DOCUMENTS**

**(Docs. 2, 4)**

On January 18, 2021 Plaintiff filed a complaint in this Court and applied to proceed without prepayment of fees (*in forma pauperis*) pursuant to 28 U.S.C. § 1915. Docs. 1–2. On January 25, 2021, the Court issued findings and recommendations to deny the application. Doc. 4. Plaintiff paid the filing fee the same day.

Accordingly, it is HEREBY ORDERED that:

1. The Court's findings and recommendations (Doc. 4) are withdrawn as moot;
2. Plaintiff's motion to proceed *in forma pauperis* (Doc. 2) is terminated as moot;
3. The Clerk of Court is directed to issue summons and new case documents, including a Scheduling Order (Social Security Appeal), Order Re Consent or Request for Reassignment, and notice and form of consent to proceed before a magistrate judge;

1 4. Plaintiff shall serve the summons, complaint, notice and form of consent to proceed before a  
2 magistrate judge, a copy of the Scheduling Order, and a copy of this order on the Commissioner  
3 and file proof of service with the Court

4 5. The Court will enter the stay pursuant to general order 615 after the summons is issued.  
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8 IT IS SO ORDERED.

9 Dated: January 28, 2021

/s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE